

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ANTHONY FABIAN,

Plaintiff,

v.

9:16-cv-22
(TJM/TWD)

DUBREY, *et al.*,

Defendants.

THOMAS J. McAVOY,
Senior United States District Judge

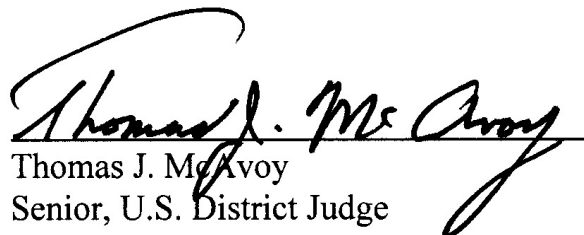
ORDER

The Court issued a motion to dismiss this action pursuant to Local Rule 41.2(b) and 10.1(c)(2) for plaintiff's failure to update his address and prosecute this action. See, Dkt. No. 42. Plaintiff responded, providing a notice of change of address to Five Points Correctional Facility and requesting the appointment of counsel. Dkt. No. 44.

The Court's dismissal motion, Dkt. No. 42, is **DENIED**. Plaintiff's request for the appointment of counsel, Dkt. No. 44, is referred to the Hon. Thérèse Wiley Dancks, the United States Magistrate Judge assigned in this matter.

IT IS SO ORDERED.

Dated: July 12, 2018


Thomas J. McAvoy
Senior, U.S. District Judge